



REPUBLIC OF KENYA
IN THE HIGH COURT OF KENYA
AT MERU
CRIMINAL CASE NO. 22 OF 2016

REPUBLIC.....PROSECUTION

VERSUS

SAMSON MITHIKA ALIAS KABOY.....1ST ACCUSED

DORINE MUKIRI ANAMPIU.....2ND ACCUSED

PENINAH KAIGONGI ANAMPIU.....3RD ACCUSED

SILAS GIKUNDI ALIAS MWALIMU.....4TH ACCUSED

RULING

The accused persons Samson Mithika alias Kaboy, Dorine Mukiri Anampiu, Penina Kang'ong'I Anampiu and Silas Gikundi alias Mwalimu were jointly charged with the offence murder contrary to section 203 as read with section 204 of the penal code.

Particulars are that the accused persons on the 24th day of April 2016 at Muganda village Anjuki Location, Mikinduri Division in Tigania East Subcounty within Meru County jointly murdered Francis Gitonga Githiora.

Upon listening to evidence of prosecutions 9 witnesses this court is of the view that the accused persons owe an explanation to the court on how the deceased met his death while in their company. They have a case to answer and are placed on their defence.

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HON. A.ONG'INJO

JUDGE

RULING SIGNED, DELIVERED AND DATED THIS 28TH DAY OF FEBRUARY 2019.

In the presence of:

CA:-Kinoti

Ms Mbithe for state

A1:-present in person

A2:-present in person Mr Kithinji holding brief for Ashaba for accused

A3:-present in person persons

A4:-present in person

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HON. A.ONG'INJO

JUDGE

Court

S. 211 C.P.C explained to accused persons – how to defend themselves and they reply :-

A1: No Witness

A2: Sworn statement. No witness

A3: Sworn statement: No witness

Order

Defence hearing on 4.6.2019. Copy of ruling to be supplied to defence counsel.

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HON. A.ONG'INJO

JUDGE